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Attorney Docket No.: Z2285-5-5

I hereby certify that this correspondence is being facsimile transmitted to Group 3600, the United States Patent and Trademark Office, Fax No. 703-872-9306 on December 11, 2003.

  
Alex R. Pagano  
Reg. No. 44,994  
Agent for Applicants

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
Reding *et al.*  
Serial No.: 09/835,088  
Filing Date: April 13, 2001  
For: SYSTEM AND METHOD FOR AUTOMATED  
COMMODITIES TRANSACTIONS INCLUDING  
AND AUTOMATIC HEDGING FUNCTION

Attorney Docket No. Z2285-5-5  
Examiner: BARTUSKA, FRANCIS JOHN  
Art Unit: 3627

Commissioner for Patents  
Box 1450  
Arlington, VA 22313-1450

**APPOINTMENT/REVOCATION OF POWER OF ATTORNEY**

**REVOCATION OF POWER OF ATTORNEY:** The Assignee of the entire right, title, and interest in the above-captioned application, Farms Technology LLC, hereby revokes all previous powers of attorney or authorizations of agents given in the above-identified patent.

**POWER OF ATTORNEY:** The Assignee of the entire right, title, and interest in the above-captioned application, Farms Technology LLC, hereby appoints the following attorneys and/or agents, with full power of attorney, substitution, and revocation, to transact all business in connection with the above-captioned patent application in the United States Patent and Trademark Office: Glen E. Books (24,930); Michael Johansson (35,557); Stephen R. Buckingham (40,538); Alex R. Pagano (44,994); Joseph M. Geller (48,141); Justin Petruzzelli (52,118); George Morgan (46,505); and Daniel Sierchio (53,591) and all of Lowenstein Sandler PC.

SEND CORRESPONDENCE TO:  
GLEN E. BOOKS  
LOWENSTEIN SANDLER PC  
65 Livingston Avenue  
Roseland, NJ 07068-1791  
973-597-2500/973-597-6162


Z2285/5  
12/11/2003 1405564.01

Attorney Docket No.: Z2285-5-5

Farms Technology, LLC has established its right to take action in the above captioned application by filing herewith a Statement Under 37 C.F.R. 3.73(b) with proof of chain of title. The undersigned, Jason Tatge, Chief Executive Officer of Farms Technology LLC, is authorized to sign on behalf of the Assignee.


Respectfully submitted,

Date: December 11, 2003

  
By: Jason Tatge  
Chief Executive Officer, Farms Technology LLC

Attorney Docket No.: Z2285-5-5

I hereby certify that this correspondence is being facsimile transmitted to Group 3600, the United States Patent and Trademark Office, Fax No. 703-872-9306 on December 11, 2003.

  
Alex R. Pagano  
Reg. No. 44,994  
Agent for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Reding et al.  
Serial No.: 09/835,088  
Filing Date: April 13, 2001  
For: SYSTEM AND METHOD FOR AUTOMATED  
COMMODITIES TRANSACTIONS INCLUDING  
AND AUTOMATIC Hedging Function

Attorney Docket No. Z2285-5-5

Examiner: BARTUSKA, FRANCIS JOHN

Art Unit: 3627

Commissioner for Patents  
Box 1450  
Arlington, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. 3.73(b) ESTABLISHING THE RIGHT OF ASSIGNEE**

The Assignee of the entire right, title, and interest in the above-captioned application

**Farms Technology, LLC**

hereby establishes the right to take action in the above-captioned matter before the United States Patent and Trademark Office (USPTO).

Attached is an assignment executed by all the inventors assigning the entire right, title, and interest in and to United States Patent Application No. 09/835,088 to Rooster.com. The assignment was filed in the USPTO for recordation on December 11, 2003. Copies of the Assignment and the accompanying Recordation Sheet as filed are attached.

Rooster.com is an assumed name for eYield Solutions, Inc. Recordation of change of name in connection with assignment of the above-identified application from Rooster.com to eYield Solutions, Inc. was filed in the USPTO on December 11, 2003. Attached are copies of the Recordation Cover Sheet and accompanying Certificate of Reinstatement 104018 (4 Sheets); Foreign Corporations Certificate of Revocation (1 sheet); and Certificate of Assumed Name as filed.

Z2285/5  
12/11/2003 1469095.01

Attorney Docket No.: Z2285-5-5

The Trustee on behalf of the estate of eYield Solutions, Inc. assigned its entire right, title, and interest in and to the above-captioned patent application to Farms Technology, LLC. This assignment has been filed in the USPTO for recordation on June 19, 2003. Copies of the Assignment and the accompanying Recordation Sheet that were filed for recordation are attached.

This chain of title establishes ownership by Farms Technology LLC of the above-captioned patent application.

The undersigned, Jason Tagte, Chief Executive Officer of Farms Technology LLC, is authorized to sign on behalf of the Assignee.

Date: December 11, 2003

Respectfully submitted,



By: Jason Tagte  
Chief Executive Officer, Farms Technology LLC

Dr. No.: 22285-5-5

Form PTO-1593 (Modified)  
(Rev. 03-01)  
CUR No. 2581-0027 (Rev. 3/31/2002)  
P08A/REV03

## RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

## PATENTS ONLY

Tab Settings

To the Honorable Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Michael B. Joseph as Chapter 7 Trustee for the Estate of  
eYield Solutions, Inc.

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: June 12, 2003

## 2. Name and address of receiving party(ies):

Name: Farms Technology, LLC

Address: 14904 W. 87th Street Pkwy

Suite 307

City: Lenexa

State/Prov.: KS

Country: USA

ZIP: 66215

Additional name(s) &amp; address(es)

☐ Yes ☒ No

## 4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is:

Patent Application No.

Filing date

B. Patent No.(s)

60/241,543

October 18, 2000

09/835,088

April 13, 2001

Additional numbers

☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael B. Johannesen, Esq.

Registration No. 35,557

Address: Lowenstein Sandler, P.C.

65 Livingston Avenue

City: Roseland

State/Prov.: NJ

Country: USA

ZIP: 07068

## 6. Total number of applications and patents involved:

2

## 7. Total fee (37 CFR 3.41): \$ 80.00

☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account

☒ Authorized to be charged to deposit account

## 8. Deposit account number:

501358

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael B. Johannesen, Reg. No: 35,557

Name of Person Signing

Signature

June 19, 2003

Date

### ASSIGNMENT

**WHEREAS**, I, Michael B. Joseph, as Chapter 7 Trustee (the "Trustee") for the Chapter 7 bankruptcy estates of eYield Solutions, Inc. Bankruptcy No. 01-11550 (PJW) and Pradium, Inc. Bankruptcy No. 01-11551 (PJW) (collectively "eYield"), which cases are currently being jointly administered before the United States Bankruptcy Court for the District of Delaware, am authorized to assign the entire right, title, and interest, pursuant to an order of the Bankruptcy Court dated June 12, 2003 (the "Order"), in certain inventions, developments, and useful improvements in the field of automated commodities transactions (the "Inventions"), which are described in United States Provisional Patent Application No. 60/241,543, filed October 18, 2000 and United States Non Provisional Patent Application No. 09/835,088, filed April 13, 2001 (the "Patent Applications"), respectively entitled CROP MARKETING ACQUISITION TOOL; AND SYSTEM AND METHOD FOR AUTOMATED COMMODITIES TRANSACTIONS INCLUDING AN AUTOMATIC HEDGING FUNCTION, and I am authorized to assign the entire right, title, and interest in and to any trade secrets and know how associated with the Inventions ("Trade Secrets"). The Trade secrets and Inventions are referred to herein collectively as the "Technology";

**AND WHEREAS** Farms Technology, LLC, a New Jersey corporation, (ASSIGNEE) having a place of business at 14904 W. 87th St. Pkwy, Suite #307, Lenexa, KS 66215, desires to acquire the entire right, title, and interest in the Technology and the Patent Applications;

**NOW, THEREFORE**, in consideration of the promises made in the asset purchase agreement, executed on May 8, 2003 and May 9, 2003 (the "Asset Purchase Agreement") by Michael B. Joseph as the Chapter 7 Trustee and Jason Tatge on behalf of ASSIGNEE, the adequacy of which is hereby acknowledged and other good and valuable consideration, the receipt of which is hereby acknowledged, and pursuant to the Order, the Trustee on behalf of the estate of eYield has sold, assigned, transferred, and set over, and does hereby sell, assign, transfer, and set over to ASSIGNEE the entire right, title, and interest in and to the Technology and in and to the Patent Applications, and all United States Letters Patents that may be granted thereon;

In further view of the consideration, the Trustee on behalf of the estate of eYield has sold, assigned, transferred, and set over, and does hereby sell, assign, transfer, and set over to ASSIGNEE the entire right, title, and interest in and to all United States and foreign patents and patent applications related or claiming priority to the Patent Applications including, but not limited to, all divisions, continuations, continuations-in-part, design applications, reissues, substitutions, and extensions thereof, heretofore or hereafter filed;

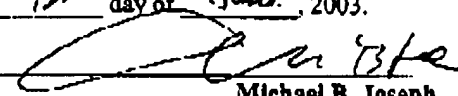
In further view of the consideration, the Trustee on behalf of the estate of eYield has sold, assigned, transferred, and set over, and does hereby sell, assign, transfer, and set over to ASSIGNEE the entire right, title, and interest in and to all priority rights under the International Convention for the Protection of Industrial Property for every member country, and all applications for patents in any foreign countries (including related rights such as utility-model registrations, registrations, inventor's certificates, and the like) heretofore or hereafter filed for the Technology and the Patent Applications, and all patents granted for the Technology and the Patent Applications in any foreign countries; and

The Trustee on behalf of the estate of eYield hereby authorizes and requests the United States Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for the Technology and the Patent Applications in the name of ASSIGNEE or their successors in interest in accordance with the terms of this Assignment;

AND I HEREBY further agree that I will reasonably cooperate and communicate with the ASSIGNEE any facts that become known to me respecting the Technology and the Patent Applications, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, continuation-in-part, substitute, and reissue applications, make all rightful oaths and generally do everything possible to aid ASSIGNEE to obtain and enforce proper patent protection for the Technology and the Patent Applications in all countries;

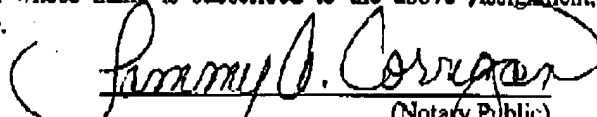
AND I HEREBY covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

In testimony whereof, I hereunto set my hand this 12<sup>th</sup> day of June, 2003.

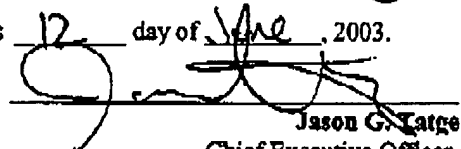
  
Michael B. Joseph  
Chapter 7 Trustee For The Chapter 7  
Bankruptcy Estate Of eYield

STATE OF Delaware )  
COUNTY OF New Castle ) SS:

On June 12, 2003, before the undersigned, a Notary Public for the State and County aforesaid, personally appeared **Michael B. Joseph**, known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the above Assignment, and acknowledged that he executed the same.

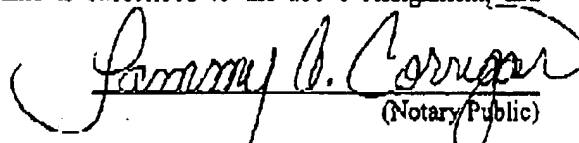
  
(Notary Public)

In testimony whereof, I hereunto set my hand this 12 day of June, 2003.

  
Jason G. Tatge  
Chief Executive Officer,  
Farms Technology, LLC

STATE OF Delaware )  
COUNTY OF New Castle ) SS:

On June 12, 2003, before the undersigned, a Notary Public for the State and County aforesaid, personally appeared **Jason G. Tatge**, known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the above Assignment, and acknowledged that he executed the same.

  
(Notary Public)



Form PTO-1595 (Rev. 10/02) OMD No. 6651-0027 (exp. 6/30/2005)		<b>RECORDATION FORM COVER SHEET</b> <b>PATENTS ONLY</b>		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
Lab settings: <span style="float: right;">▼ ▼ ▼ ▼ ▼ ▼ ▼ ▼</span>					
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies): <u>Rooster.com</u>  Execution Dates: Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			2. Name and address of receiving party(ies): Name: <u>eYield Solutions, Inc</u> Internal Address: <u>Corporation Service Company</u>  Street Address: <u>33 S 6th Str-Multifoods Twr</u>  City: <u>Minneapolis</u> State: <u>MN</u> Zip: <u>55402</u>  Additional name(s) and address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3. Nature of conveyance: <input type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name <input type="checkbox"/> Other _____			If this document is being filed together with a new application, the execution date of the application is: _____ 4A. Patent Application No(s). <u>60/241,543 and 09/835,088</u> 4B. Patent No(s). _____ Filed <u>Oct. 18, 2000 and April 13, 2001</u> Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed:  Name: <u>Alex R. Pagano</u> Internal Address: <u>Lowenstein Sandler PC</u>  Street Address: <u>65 Livingston Avenue</u> City: <u>Roseland</u> State: <u>NJ</u> ZIP: <u>07068</u>			6. Total number of applications and patents involved: <span style="border: 1px solid black; padding: 2px;">1</span>  7. Total fee (37 CFR 3.41).....\$ 40.00 <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account <input checked="" type="checkbox"/> Authorized to charge any underpayment or credit any overpayment to deposit account  8. Deposit account number: <u>501358</u>		
<b>DO NOT USE THIS SPACE</b>					
9. Statement and Signature. <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> <u>Alex R Pagano, Reg. No. 44,994</u> <u>December 11, 2003</u> Name of Person Signing      Signature      Date					
Total number of pages including cover sheet, attachments, and documents: <span style="border: 1px solid black; padding: 2px;">7</span>					

Mail or fax (703-308-5995) documents to be recorded with required cover sheet information to:  
 Mail Stop: Assignment Recordation Services  
 Director of the United States Patent & Trademark Office  
 P.O. Box 1480, Alexandria, VA 22313-1480

**MINNESOTA SECRETARY OF STATE**  
**Customer Services Division**  
*Certification Section*  
*(651) 296-2803*

**PLEASE BE ADVISED THAT THE MICROFILM WE HAVE  
FOR THIS DOCUMENT IS OF SUBSTANDARD QUALITY.  
THE ATTACHED PHOTOCOPIES ARE THE BEST  
AVAILABLE.**

State of Minnesota 104C18  
**SECRETARY OF STATE**

**Certificate of Reinstatement**

I, Mary Kiffmeyer, Secretary of State of Minnesota, certify that: The corporation listed below has filed application for reinstatement on this date, that the corporation is hereby reinstated as of this date, is authorized to do business in Minnesota on and after this date with all the powers, rights and privileges, and the limitations, duties and restrictions set forth in the Statutes, Chapter 303:

Name of Corporation in Minnesota: Eaden & Son Corporation

Corporate Chapter Number: 19207

Date of Reinstatement: 05/15/2000

This certificate has been issued on 05/15/2000.

**NEW YORK COMMERCIAL TRADING NEW YORK**  
**WE RECRUIT TRADING IN NEW YORK**

10408

**PLEASE READ THE ENTIRE CONTENTS OF THIS MEMORANDUM. YOU MUST READ THE IMPORTANT FUND RE-  
COMMENDATIONS SECTION FOR FUND OR GROUP INFORMATION ON THE BACK OF THE FORM.**

**THESE TWO COMPASSES ARE NEW.**

#### **d. The reason of the overpayment**

HAGEN SCHWEITZER CORPORATION

### Lowest Point of Contamination:

2. If the exact legal name of this corporation is unavailable in Minnesota, please complete, approve and execute the Resolution at the bottom of this form and list the alternate name here:

**Alternate Name to be used in Comments:**

3. The state or country under the laws of which the corporation is incorporated: OK / O

4. The name of the registered agent and the address of the agent's registered office in the State of Minnesota:

CT CORPORATION SYSTEM INC.

### Follow-up of Treatment Response

405 2ND AVE. S. DPLS. MN 55401

Post Office address must be a street address or rural route and rural route box number of the registered agent in Minnesota (not a P.O. Box).

Notwithstanding to the right of the of the corporation, execution hereof shall be subject to service of process as provided by the state of Texas Section 13.01 and 13.02.

I hereby declare under penalty of perjury that I understand that by signing this application, I am subject to the penalties of perjury as set forth in Internal Revenue Code Section 7203, 45 as if I had signed this application under oath. I also certify that I understand as provided by law, the information on this return may be subject to examination and investigation by the IRS and the appropriate tax courts.

\_\_\_\_\_  
(Signature of **Pauline, Vice President, Secretary or Assistant Secretary**)

**STATION-AND-TELEPHONE NUMBERS OF ALL BUS STOPS**

**Abstract**

WHEREAS, the name of this corporation is currently on file with the Secretary of State of Minnesota, and WHEREAS, the corporate tax has not been paid for the year of 1984, and the name through the change of address procedures permitted by Minnesota Statutes, section 59A.115, THEREFORE, BE IT RESOLVED, that the corporation will be a public

[illegible]

Approved \_\_\_\_\_ by the \_\_\_\_\_

\_\_\_\_\_



## MINNESOTA SECRETARY OF STATE

 19207  
 FOREIGN CORPORATION REINSTATEMENT  
 TO TRANSACT BUSINESS IN MINNESOTA

104018

IN ORDER TO ENSURE THE ACCEPTABILITY OF THIS REINSTATEMENT YOU MUST READ THE IMPORTANT FILING REQUIREMENTS, INSTRUCTIONS AND GENERAL INFORMATION ON THE BACK OF THIS FORM.

PLEASE TYPE OR PRINT IN BLACK INK.

1. The name of this corporation:

HADEN SCHWEITZER CORPORATION

Legal Name of Corporation

2. If the exact legal name of this corporation is unavailable in Minnesota, please complete, approve and execute the Resolution at the bottom of this form and list the alternate name here:

Alternate Name to be used in Minnesota

3. The state or country under the laws of which the corporation is incorporated: OHIO

4. The name of the registered agent and the address of the agent's registered office in the State of Minnesota:

CT CORPORATION SYSTEM INC.

Full Name of Registered Agent

405 2ND AVE. S. MPLS, MN 55401

Registered Office Address must be a street address or rural route and rural route box number of the registered agent in Minnesota (cannot be a P.O. Box).

Reinstatement of the registration of the corporation, constitutes irrevocable consent to service of process as provided by Minnesota Statutes Sections 303.13 and 5.25.

I certify that I am authorized to execute this application and I further certify that I understand that by signing this application, I am subject to the penalties of perjury as set forth in Minnesota Statutes Section 609.48 as if I had signed this application under oath. I also certify that I understand as provided by law, the information on the accompanying annual registrations may be audited against the corporations tax return.

(Signature of President, Vice President, Secretary or Assistant Secretary)

Name and telephone number of contact person: ROBERT M. MALLON / CONTROLLER 215-475-2000

**RESOLUTION:**

WHEREAS, the name of this corporation is currently on file with the Secretary of State of Minnesota, and WHEREAS, the corporation has not obtained the use of this name through the consent or affidavit procedures permitted by Minnesota Statutes, section 302A.115, THEREFORE, BE IT RESOLVED, that this corporation shall use the name:

(Alternate name must also include a corporate designation.)

which meets all the requirements of Minnesota Statutes chapters 303.05 and 302A.115 of Minnesota, for all purposes.

Approved on \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year \_\_\_\_\_ by the \_\_\_\_\_ Proportion \_\_\_\_\_ vote of the \_\_\_\_\_

Directors of \_\_\_\_\_ Legal Corporate Name in Home State \_\_\_\_\_ Secretary of State \_\_\_\_\_

I certify that this is the actual text of the approved resolution.  
07650337 11/03

(Signature of Corporate Secretary or Assistant Secretary)



1999  
MINNESOTA SECRETARY OF STATE  
ANNUAL REGISTRATION BY FOREIGN CORPORATION  
PART I

104018

19207 Minnesota Statutes Chapter 303

1. Corporate Name used in Minnesota: <b>HADEN SCHWEITZER CORPORATION</b>
2. Legal Name in state of incorporation: <b>HADEN SCHWEITZER CORPORATION</b>
3. Name of the Registered Agent and Registered Office Address in Minnesota: <b>CT CORPORATION SYSTEM INC 405 3RD AVE S MPLS MN 55401</b>
4. Governed under the laws of the State of: <b>OH</b>

## PLEASE READ ALL INFORMATION BELOW

Items 1 through 4, if pre-printed, list information currently on file with the Office of the Secretary of State.

If the corporate name has changed (Item 2), you must also send a "Certificate of Name Change" issued by the state of incorporation changing the old and the new name and an additional \$50 filing fee. A copy of a name change amendment is not acceptable.

If the registered office/agent has changed (Item 3) you must also send a "Notice of Change of Registered Office/Agent" form and an additional \$50 filing fee. This form may be obtained by calling (651)295-2803.

5. Does this corporation own, lease, or have any financial interest in agricultural land or land capable of being farmed in Minnesota? (check one) <b>YES</b> <input type="checkbox"/> <b>NO</b> <input checked="" type="checkbox"/>
6. Name and daytime telephone number of contact person for the corporation: <b>JOHN S. DODZKICH 612-475-5300 EXT. 5017</b>
<i>[Signature]</i> (Signature of authorized officer or representative)
<b>2-11-00</b> (Date)

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

MAY 16 2000

## INSTRUCTIONS

This is a two part form. The purpose of Part I is to verify information on file with the Office of the Secretary of State of Minnesota. The purpose of Part II is to compute the fees for filing this annual registration. Filing fees required by the Secretary of State for this annual registration are separate from the taxes paid to the Minnesota Department of Revenue.

## WHO MUST FILE

Each calendar year every corporation (excluding nonprofits) authorized to do business in the state of Minnesota must file an annual registration. NOTE: A corporation qualified in Minnesota after January 1 of the current year is not required to file this report until the following year. If the corporation is no longer transacting business in Minnesota, contact our Public Information Line at (651)295-2803 for the necessary filing requirements.

## FORMS

At the beginning of each calendar year a pre-printed annual registration form is sent to the registered agent at the agent's address in Minnesota.

## ANNUAL REGISTRATION / EXTENSIONS DUE:

The annual registration is due between January 15th and May 15th of each year and covers the preceding taxable year. Because Part II requires the entry of your Minnesota taxable net income, you may need an extension of time to file the annual registration. To receive an extension of time to file the annual registration, read, sign and date the following: I certify that this corporation has filed an extension of time for filing my Federal or State tax return and so is entitled to an extension of time to file the annual registration.

*[Signature]* **2-11-00**  
(Authorized Signature) (Date)

Send a photocopy of this annual registration (Part I) to obtain an extension of time for filing your annual registration until October 15th. No fee is due at the time of filing the extension. Failure to file the annual registration will result in revocation of your authority to do business in Minnesota.

792580

10827708 (Rev. 1/98)

State of Minnesota

122025

**SECRETARY OF STATE**

eYield Solutions, Inc.  
Corporation Service Company  
33 S 6th Str - Multifoods Twr  
Mpls MN 55402

FOREIGN CORPORATIONS  
CERTIFICATE OF REVOCATION

File Number X 104118

I, Mary Kiffmeyer, Secretary of State of Minnesota, do certify that: the following corporation failed to file an annual report in compliance with Minnesota Statutes Section 303.14. Therefore, the authority of the corporation to do business in the state of Minnesota is hereby revoked pursuant to Minnesota Statutes, section 303.17, on this date.

Name of foreign Corporation in Minnesota: eYield Solutions, Inc.

Name of Foreign Corporation in State of Incorporation: eYield Solutions, Inc.

State of Incorporation: DE

This certificate has been issued on 02/13/2003.



*Mary Kiffmeyer*  
Secretary of State

## MINNESOTA SECRETARY OF STATE

CERTIFICATE OF  
ASSUMED NAMEFILED - MINNESOTA  
SECRETARY OF STATE

Minnesota Statutes Chapter 333

0255303 3-78

Read the directions on reverse side before completing.

Filing fee: \$25.00

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

PLEASE TYPE OR PRINT LEGIBLY IN BLACK INK FOR MICROFILMING PURPOSES.

1. State the exact assumed name under which the business is or will be conducted: (one business name per application)

Rooster.com

2. State the address of the principal place of business. A complete street address or rural route and rural route box number is required; the address cannot be a P.O. Box.

6001 Green Valley Drive, Suite 700	Blomington	MN	55437
Street	City	State	Zip code

3. List the name and complete street address of all persons conducting business under the above Assumed Name. Attach additional sheet(s) if necessary. If the business owner is a corporation, provide the legal corporate name and registered office address of the corporation.

Name (please print)	Street	City	State	Zip
eYield Solutions, Inc.	410 Corporation Service Company 33 South 6th Street	Mpls.	MN	55402

4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath.

Signature (ONLY the person listed on this is required to sign.)

Michael J. Kalar - General Counsel and Secretary

Print Name and Title

Michael Kalar 952-842-2603  
Contact Person Daytime Phone Number

7-26-01

Date

05020807 Rev. 11/98

016947



Form PTO-1535 (Rev. 10/02) OMB No. 0551-0027 (exp. 03/30/2005)		<b>RECORDATION FORM COVER SHEET</b>		U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office	
<b>PATENTS ONLY</b>					
Tab settings: <span style="font-family: serif;">↔ ↔ ↔ ▼ ▼ ▼ ▼ ▼ ▼ ▼ ▼</span>					
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
<b>1. Name of conveying party(ies):</b> Gary Reding, Kent Beadle, Chris Nickel, Mark Schulze, Walker Humphries, Dave Womeldorf, Dave Womeldorf, David Clark, Scott Carrata, Carl Ozkaynak, Julia A. Granada Rodriguez  Execution Dates: <u>Feb. 22, 2001; Feb. 26, 2001; Feb. 27,</u> <u>2001; and Feb. 28, 2001</u>  Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			<b>2. Name and address of receiving party(ies):</b> Rooster.com  Name: _____ Internal Address: _____  Street Address: <u>Suite 700, 5601 Green Valley Drive</u>  City: <u>Bloomington</u> State: <u>MN</u> Zip: <u>55437</u>  Additional name(s) and address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If this document is being filed together with a new application, the execution date of the application is: _____ 4A. Patent Application No(s). <u>09/835,088</u> 4B. Patent No(s). _____  Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
<b>4C. Application Title:</b> <u>System and Method for Automated Commodities Transactions Including an Automatic Hedging Function</u> Filed: <u>April 13, 2001</u>					
<b>5. Name and address of party to whom correspondence concerning document should be mailed:</b>  Name: <u>Alex R. Pagano</u> Internal Address: <u>Lowenstein Sandler PC</u>  Street Address: <u>65 Livingston Avenue</u> City: <u>Roseland</u> State: <u>NJ</u> ZIP: <u>07068</u>			<b>6. Total number of applications and patents involved:</b> <span style="border: 1px solid black; padding: 2px 5px;">1</span>  <b>7. Total fee (37 CFR 3.41):</b> \$ <u>40.00</u> <input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> Authorized to be charged to deposit account <input checked="" type="checkbox"/> Authorized to charge any underpayment or credit any overpayment to deposit account  <b>8. Deposit account number:</b> <u>501358</u>		
<b>DO NOT USE THIS SPACE</b>					
<b>9. Statement and Signature.</b> <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i> <u>Alex R Pagano, Reg. No. 44,994</u> <u>December 11, 2003</u> Name of Person Signing  Signature Date					
Total number of pages including cover sheet, attachments, and documents: <span style="border: 1px solid black; padding: 2px 5px;">7</span> <small>Mail or fax (703-308-6995) documents to be recorded with required cover sheet information to:            Mail Stop: Assignment Recordation Services            Director of the United States Patent &amp; Trademark Office            P.O. Box 1480, Alexandria, VA 22313-1480</small>					

ASSIGNMENT

WHEREAS, We, Gary Reding of 6111 Creek Ridge Court, Minnetonka, Minnesota, Kent Beadle of 429 Park Lane, Hudson, Wisconsin, Chris Nickel of 4120 Abbott Avenue South, Minneapolis, Minnesota, Mark Schulze of 6516 Navaho Trail, Edina, Minnesota, Walker Humphries of 4517 Drexel Avenue, Edina, Minnesota, Dave Womaldorf of 16659 Interlachen Blvd., Lakeville, Minnesota, David Clark of 45 Roberts Road, Cambridge, Massachusetts, Scott Cerreta of 1323 Worcester Road, Apt. G-9, Framingham, Massachusetts, Carl Ozkaynak of 816 Willard Street, Apt. 107, Quincy, Massachusetts, and Julia A. Granada Rodriguez of 72 Sartell Road, Waltham, Massachusetts have invented and own a certain invention entitled CROP MARKETING ACQUISITION TOOL for which an application is about to be made for Letters Patent of the United States, said application having been executed on even date herewith, and which may be identified in the United States Patent Office by Serial No. 60/241,543 filed October 18, 2000; and

WHEREAS, Rooster.com, a corporation organized and existing under the laws of the state of Minnesota, and having its principal offices at Suite 700, 5601 Green Valley Drive, Bloomington, Minnesota 55437, is desirous of acquiring the entire right, title and interest in and to said invention, said application and in, to and under any and all Letters Patent to be obtained therefor;

NOW, THEREFORE, for and in consideration of One Dollar (\$1.00) and other good and valuable considerations to us in hand paid by said Rooster.com, the receipt of which is hereby acknowledged, we have sold, assigned and transferred, and by these presents do hereby sell, assign and transfer unto the said Rooster.com, its successors and assigns, our entire right, title and interest in and to said invention, said application and the Letters Patent, both foreign and domestic, that may or shall issue, including all of our rights under the International Convention, and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to the above-mentioned assignee in accordance herewith.

We hereby authorize the above-mentioned assignee, its successors and assigns or anyone it may properly designate, to insert in this instrument the filing date and Serial Number of said application when ascertained. FILING DATE: APRIL 13, 2001; SERIAL NO. 09/835,088

We further authorize said assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent, in its own name if desired, in any and all foreign countries, and additionally to claim the filing date of said United States application and/or otherwise take advantage of the provisions of the International Convention.

Upon said consideration, we do hereby covenant and agree with the said assignee, its successors and assigns, that we will not execute any writing or do any act whatsoever conflicting with these presents, and that we or our executors or administrators will at any time upon request, without further or additional consideration, but at the expense of said assignee, its successors and assigns, execute such additional writings and do such additional acts as said assignee, its successors and assigns, may deem necessary or desirable to perfect the assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuation, reissued or extended Letters Patent of the United States, or of any and

all foreign countries on said invention, and in enforcing any rights, occurring as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents.

In witness whereof, we have hereunto set our hands and affixed our seals.

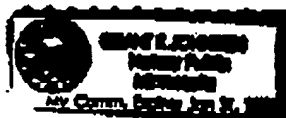
Date: February 22, 2001

Gary Reding  
Gary Reding

STATE OF Minnesota  
Hennepin ss.  
COUNTY OF Hennepin

On this 22 day of February, 2001, before me personally appeared Gary Reding, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Grant E. Johnson  
Notary Public



Date: February 22, 2001

Kent R. Beadle  
Kent Beadle

STATE OF Minnesota  
Hennepin ss.  
COUNTY OF Hennepin

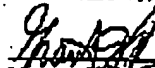
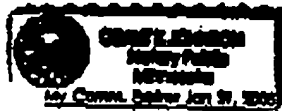
On this 22 day of February, 2001, before me personally appeared Kent Beadle, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Grant E. Johnson  
Notary Public




Date: February 22, 2001  
Chris NikkelSTATE OF Minnesota  
COUNTY OF Hennepin ss.

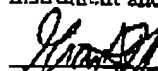
On this 22 day of February, 2001, before me personally appeared Chris Nikkel, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary PublicDate: February 28, 2001  
Mark SchulzeSTATE OF Minnesota  
COUNTY OF Hennepin ss.

On this 28 day of February, 2001, before me personally appeared Mark Schulze, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary PublicDate: February 22, 2001  
Walker HumphriesSTATE OF Minnesota  
COUNTY OF Hennepin ss.

On this 22 day of February, 2001, before me personally appeared Walker Humphries, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary Public

Date: February 22, 2001

Dave Womeldorf  
Dave Womeldorf

STATE OF Minnesota )  
COUNTY OF Hennepin ) ss.

On this 22 day of February, 2001, before me personally appeared Dave Womeldorf, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

[Signature]  
Notary Public



Date: \_\_\_\_\_

David Clark

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 2001, before me personally appeared David Clark, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

\_\_\_\_\_  
Notary Public

Date: \_\_\_\_\_

Scott Cerreta

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 2001, before me personally appeared Scott Cerreta, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

\_\_\_\_\_  
Notary Public

Date: \_\_\_\_\_

Dave Womeldorf

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 2001, before me personally appeared Dave Womeldorf, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

\_\_\_\_\_  
Notary Public

Date: Feb 26, 2001

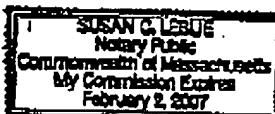
David Clark

STATE OF MA

COUNTY OF Middlesex

On this 26<sup>th</sup> day of February, 2001, before me personally appeared David Clark, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Susan C. Lesue  
Notary Public



Date: 2/27/01

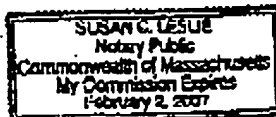
Scott Cerrata

STATE OF MA

COUNTY OF Middlesex

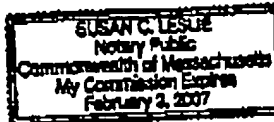
On this 27<sup>th</sup> day of February, 2001, before me personally appeared Scott Cerrata, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Susan C. Lesue  
Notary Public



Date: FEB. 26, 2001  
Carl OzkaynakSTATE OF MACOUNTY OF MIDDLESEX

On this 26 day of FEBRUARY, 2001, before me personally appeared Carl Ozkaynak, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary PublicDate: FEB. 27, 2001  
Julia A. Granada RodriguezSTATE OF MACOUNTY OF MIDDLESEX

On this 27 day of February, 2001, before me personally appeared Julia A. Granada Rodriguez, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary Public